

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://www.waterrights.ca.gov>

S009435

2006, 2007, 2008

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

T MORRIS KAMSTOCK; M F MCNEIL KAMSTOCK; M F MCNEIL

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

Primary Contact:

T MORRIS KAMSTOCK  
PO BOX 10  
VOLCANO, CA 95689

Agent:

Address:

Phone No. 209-296-7625

Phone No.

Fax No.

Fax No.

E-mail Address:

E-mail Address:

Source Name: UNST

Tributary To:

County: Amador

Diversion within: 1/4 of 1/4 Section 14, T 7 N, R 12 E, MDB&M

Year of First Use: 1818

Name of Diversion works:

Assessor Parcel Number  
of the Diversion site:

A. **Water is Used Under:** Riparian claim \_\_\_\_\_ Pre-1914 claim \_\_\_\_\_ Court Decree No.: \_\_\_\_\_ Other (explain): \_\_\_\_\_

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) \_\_\_\_\_

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:  
Gallons per minute (gpm) \_\_\_\_\_ Gallons per day (gpd) \_\_\_\_\_ Cubic feet per second (cfs) \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006													
2007													
2008													

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:  
Gallons \_\_\_\_\_ Million Gallons (MG) \_\_\_\_\_ Acre-feet (AF) \_\_\_\_\_

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006													
2007													
2008													

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

Parcel Number(s) of Place of Use: \_\_\_\_\_

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.  
(New pump, enlarged diversion dam, location of diversion, etc.) \_\_\_\_\_

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES \_\_\_\_\_ NO \_\_\_\_\_  
Describe any water conservation efforts you have initiated: \_\_\_\_\_

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

Reduction in consumptive use:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES \_\_\_\_\_ NO \_\_\_\_\_

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES \_\_\_\_\_ NO \_\_\_\_\_.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

State the type of substitute water supply: \_\_\_\_\_

Amount of substitute water supply used:  
Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES \_\_\_\_\_ NO \_\_\_\_\_.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES \_\_\_\_\_ NO \_\_\_\_\_.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG) Year \_\_\_\_\_ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES \_\_\_\_\_ NO \_\_\_\_\_.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: \_\_\_\_\_, 20\_\_\_\_ at \_\_\_\_\_, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_  
(first name) (middle initial) (last name)

COMPANY NAME: \_\_\_\_\_

ITEM CONTINUATION  
If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA  
There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

**\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\***

**STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF WATER RIGHTS**

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

**SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE**

STATEMENT NO: S009435  
OWNER OF RECORD: T MORRIS KAMSTOCK

T MORRIS KAMSTOCK  
PO BOX 10  
VOLCANO, CA 95689

**P.O. RETURNED**

SOURCE: UNST  
TRIBUTARY TO: SUTTER CREEK  
COUNTY: AMADOR  
DIVERSION  
WITHIN: ¼ OF ¼ SECTION 14, T7N, R12E, MDB&M.

TELEPHONE NUMBER:  
(209) 296-7625  
YEAR OF FIRST USE: 1818  
PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

**COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.**

- A. Water is used under: Riparian claim \_\_\_\_\_; Pre 1914 right \_\_\_\_\_; Other (explain) \_\_\_\_\_
- B. Year of first use (Please provide if missing above) \_\_\_\_\_.
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:    ☐ Gallons            ☐ Acre-feet            ☐ (other) \_\_\_\_\_

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992													
1993													
1994													

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.  
Irrigation \_\_\_\_\_ acres; Stockwatering \_\_\_\_\_; Domestic \_\_\_\_\_  
Other (specify) \_\_\_\_\_

**\*\*\* CONTINUE ON BACK PAGE \*\*\***

\*\*\* PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS \*\*\*

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

---

---

---

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

---

---

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: \_\_\_\_\_, 19\_\_\_\_, at \_\_\_\_\_, California

SIGNATURE: \_\_\_\_\_

PRINTED NAME: \_\_\_\_\_  
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: \_\_\_\_\_

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"  
"Information Pertaining to Water Rights in California"  
"Water Rights for Stockponds Constructed Prior to 1969"  
"Appropriation of Water in California"

(916) 324-5676

In Reply Refer  
to: 321:KSN

APRIL 13 1987

Mr. McNeil  
P.O. Box 10  
Volcano, CA 95689

Dear Mr. McNeil:

STATEMENT 9435 IN AMADOR COUNTY

Due to our move and change of address, we finally received your letter. As requested, we are enclosing a copy of your first notice of Statement of Water Diversion and Use which was submitted in 1977.

Sincerely,

Koso Nodohara  
Sanitary Engineering Associate  
Application Unit

Enclosure

KSNODOHARA/dgreenhagen 4/10/87

SURNAME/FIES

APRIL 19 1987

TX2 29435

1801-2 - 1121

RSN

3/26/87

Volcano, CA

State Water Resources Control Board  
Division of Water Rights  
Diversion Department  
P.O. BOX 2000  
Sacramento, CA 95810

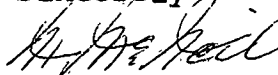
Dear People,

Since the beginning of January this year I have been trying to get a copy of the original diversion permit you issued to me in 1977. I phoned you and was told to write the request. I sent a postal 1/26/87 that was returned to me "Forwarding Time Expired". Now I am writing again and enclosing a copy of a Supplemental Statement of Water Diversion and Use and a copy of the postal. I thought, in this way you could more easily identify the diversion application and the granted request.

Hoping to hear from you soon

I Am

Sincerely



M McNeil

P.O. Box 10

Volcano, CA 95689

*Encls - See above*

STATE WATER RESOURCES  
CONTROL BOARD

1971 APR 30 PM 2:24

DIV. OF WATER RIGHTS  
SACRAMENTO

NOTICE OF 328.8

1.00 104.10

1.00000

2.00000

1.00

NOTICE TO BEAR FROM AND SOON  
FURNISH THE INFORMATION PERTAINING TO THE OTHERS, RESOURCES  
OF THE BOARD. I REQUEST TO BEHOLD AND SOON FROM EIGHTY  
SIXTYEIGHTEEN RESOURCES OF THE INFORMATION AND THE AND A COVA  
EXHIBIT. FROM I AM REQUESTED TO BEHOLD AND SOON FROM A  
GROUP A BOARD THE AND THE RESOURCES TO BE ALLOCATING THE  
TO BE TO THE. I REQUEST AND THE AND THE TO BEHOLD THE RESOURCES  
BEHOLD. I AM A COVA OF THE INFORMATION PERTAINING TO THE  
THE AND THE PERTAINING TO THE AND THE AND THE AND THE AND THE  
AND THE

NOTICE OF 328.8

1.00 104.10

1.00000

2.00000

1.00

NOTICE OF 328.8

1.00 104.10



sent partial request  
1/26/87  
phoned 10/86

(916) 924-2448 322-4503  
SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE  
324-5631 (filed)

DIVERTER OF RECORD:

STATEMENT NO: 009435

M MCNEIL  
P O BOX 8  
VOLCANO, CALIF 95689

TELEPHONE NUMBER:  
(209) 295-7525

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: JOHNSON STREAM CHAPBLAND

TO: LAKE TO: COTTAGE CREEK

COUNTY: ARIZONA

DIVERSION

WITHIN: 1/4 OF 1/4 SECTION 14, T67N, R12E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. Return one copy of this form by July 1, 1983. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts ☐ Gallons  
below are: ☐ Acre-feet  
☐ \_\_\_\_\_ (other)

Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Since the Spring of 1977 this diversion has been

Stockwatering in irrigation and since the downstream party

Domestic has piped from the source it is impossible

Other (specify) To fill in this form. The last court action was 10/5/81 and the judgment has not come forth yet.

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 12/20/82, at Volcano, California

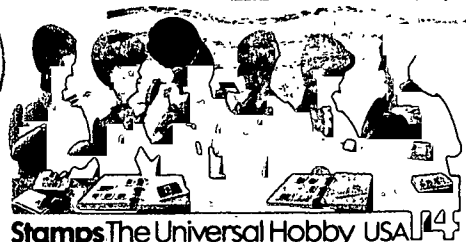
Signature: M P Kametack

STATE WATER RESOURCES  
CONTROL BOARD

1957 MAR 30 PM 2 24

DIV. OF WATER RIGHTS  
SACRAMENTO

M McNeil  
P.O. Box 10  
Volca CA 95689



Forwarding Time Expired

Stamps The Universal Hobby USA

1979  
64-56-32-27-54  
63-76-41-27-54  
62-76-41-27-54  
61-76-41-27-54  
60-76-41-27-54  
59-76-41-27-54  
58-76-41-27-54  
57-76-41-27-54  
56-76-41-27-54  
55-76-41-27-54  
54-76-41-27-54  
53-76-41-27-54  
52-76-41-27-54  
51-76-41-27-54  
50-76-41-27-54  
49-76-41-27-54  
48-76-41-27-54  
47-76-41-27-54  
46-76-41-27-54  
45-76-41-27-54  
44-76-41-27-54  
43-76-41-27-54  
42-76-41-27-54  
41-76-41-27-54  
40-76-41-27-54  
39-76-41-27-54  
38-76-41-27-54  
37-76-41-27-54  
36-76-41-27-54  
35-76-41-27-54  
34-76-41-27-54  
33-76-41-27-54  
32-76-41-27-54  
31-76-41-27-54  
30-76-41-27-54  
29-76-41-27-54  
28-76-41-27-54  
27-76-41-27-54  
26-76-41-27-54  
25-76-41-27-54  
24-76-41-27-54  
23-76-41-27-54  
22-76-41-27-54  
21-76-41-27-54  
20-76-41-27-54  
19-76-41-27-54  
18-76-41-27-54  
17-76-41-27-54  
16-76-41-27-54  
15-76-41-27-54  
14-76-41-27-54  
13-76-41-27-54  
12-76-41-27-54  
11-76-41-27-54  
10-76-41-27-54  
9-76-41-27-54  
8-76-41-27-54  
7-76-41-27-54  
6-76-41-27-54  
5-76-41-27-54  
4-76-41-27-54  
3-76-41-27-54  
2-76-41-27-54  
1-76-41-27-54

State Water Resources Control Board  
Division of Water Rights  
Diversion Department  
77 Cadillac Dr.  
Sacramento, CA 95825

223 0740

10 Box 200  
Sacramento, CA 95810

USPS 1986

Please excuse scribbling.

1/26/87

Dear People,  
Last month I phoned you and requested a copy of my original diversion request that was approved in 1977 or 1978. I have not received this yet. Will you please help me?

The Statement No: 009435

I receive your WR Form 40-i (8-80) 1982 so there must be a record of this diversion there. I would like a copy please. If I need to send money please let me know.

Thanking you, I am

M McNeil (should be under Kamstock)

